

DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names,

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled FACE OR NOSE MASK FOR NON-INVASIVE VENTILATION OF PATIENTS IN GENERAL, the specification of which (check one)

 is attached hereto

X was filed on 9 March 2000 as PCT/US00/06164

United States Application Serial No. 10/018,899
and was amended on (or amended through) December 17, 2001
(if applicable)

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119 (a) - (d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

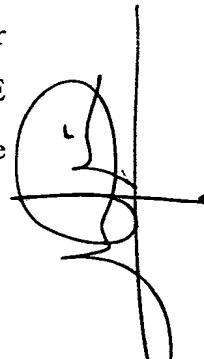
Priority Claimed

<u>MI99A000521</u> Number	<u>Italy</u> Country	<u>12 March 1999</u> Day/Month/Year filed	<u>X</u> Yes	<u> </u> No
------------------------------	-------------------------	----------------------------------------------	-----------------	---------------------

We hereby claim the benefit under 35 U.S.C. 119(e) of any United States

226311.1

BEST AVAILABLE COPY






Docket No. MALCC 59155

Page 2 of 3

provisional application(s) listed below.

NONE

Appln. Serial No. Filing Date

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, we acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

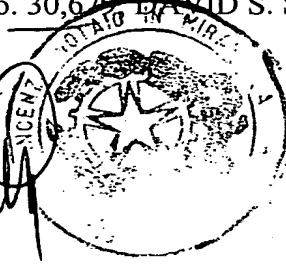
<u>PCT/US00/06164</u>	<u>9 March 2000</u>	<u>expired</u>
Appln. Serial No.	Filing Date	Status (patented, pending, abandoned)

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

RICHARD A. BARDIN, Reg. No. 20,365; SAMUEL L. ALBERSTADT, Reg. No. 32,766; CRAIG B. BAILEY, Reg. No. 28,786; RICHARD B. CATES, Reg. No. 36,100; I. MORLEY DRUCKER, Reg. No. 19,751; PAUL Y. FENG, Reg. No. 35,510; JOHN K. FITZGERALD, Reg. No. 38,881; JOHN V. HANLEY, Reg. No. 38,171; JAMES JUO, Reg. No. 36,177; GILBERT G. KOVELMAN, Reg. No. 19,552; THOMAS H. MAJCHER, Reg. No. 31,119; JOHN S. NAGY, Reg. No. 30,664; DAVID G. PARKHURST, Reg. No. 29,422; JAMES W. PAUL, Reg. No. 29,967; RONALD E. PEREZ, Reg. No. 36,891; ELLSWORTH R. ROSTON, Reg. No. 16,310; THOMAS A. RUNK, Reg. No. 30,670; DAVID S. SARISKY, Reg. No. 41,288; and

226311.1



Patent Before next

Schein

More

19 HOWARD N. SOMMERS, Reg. No. 24,138. Direct all telephone calls to James W. Paul, at telephone No. (310) 824-5555.

Address all correspondence to:

FULWIDER PATTON LEE & UTECHT, LLP
HOWARD HUGHES CENTER
6060 Center Drive, Tenth Floor
Los Angeles, California 90045

1-00
Full name of first inventor: Massimo RINI

Inventor's signature: J.R.Z.

Date: 15/03, 2002

Residence: Mirandola (MO), Italy ITX

Citizenship: Italian

Post Office Address: Via Galvani 22
41037 Mirandola (MO)
Italy

2-00
Full name of second inventor: Paolo BERGAMASCHI

Inventor's signature: Paolo Bergamaschi

Date: 15/03, 2002

Residence: Concordia (MO), Italy ITX

Citizenship: Italian

Post Office Address: Via Bove 2/4/6/8
41033 Concordi (MO)
Italy

3-00
Full name of third inventor: Stefano NAVA

Inventor's signature: Stefano Nava

Date: 15/03, 2002

Residence: Crema (Cremona), Italy ITX

Citizenship: Italian

Post Office Address: P.222 Duomo, F/A
26013 Crema
Italy

10/018899

Dichiaro vere e autentiche le firme, apposte in calce e a margine dei fogli intermedi, dei signori, della cui identità personale, sono certo:

FINI Massimo nato a Malalbergo (BO) il 13 aprile 1955, residente a Mirandola, via Picasso n. 31,

BERGAMASCHI Paolo nato a Concordia sulla Secchia il 15 ottobre 1959 residente a Concordia sulla Secchia in via F.lli Cervi n. 12 e

NAVA Stefano nato a Crema il 7 novembre 1956, residente ivi in Piazza Duomo Centro n. 7/A.

In Mirandola, nel mio studio, quindici marzo duemiladue.

Stefano Nava

